

RECEIVED

February 27, 1993

MAR 3 1993

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Roger A. Anderson
Kathryn Ann Anderson
1113 Sunflower Lane, Route #1
Hazen, North Dakota 58545
(701) 748-6663

FCC 47 CFR 1.1210

DOCKET FILE COPY ORIGINAL


Michael C. Ruger
Chief, Allocations Branch
Policy and Rules Division
Mass Media Bureau
Federal Communications Commission
1919 M Street N.W.
Washington, D.C. 20554

Re: MM Docket No. 92-312
Amendment of Section 73.202(b)
Table of Allotments
FM Broadcast Stations.
(Walhalla, North Dakota)

Dear Mr. Ruger,

The undersigned submits a corrected version and four copies of "Petition to Amend the FM Table of Allotments" to add Channel 294C2 to Walhalla, North Dakota. This corrected version of the petition includes the petitioners affidavit verifying that the statements contained in the petition are accurate to the best of their knowledge. (Section 1.52 of the Commissions Rules).

Respectfully Submitted,


Roger A. Anderson

DUPLICATE

Before The
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20541
RECEIVED
MAR 3 1993

In the Matter of:

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

FCC 101-1-10

Amendment of Section 73.202(b))
Table of Allotments) MM Docket No. 92-312
FM Broadcast Stations)
Walhalla, North Dakota)

To: Chief, Allocations Branch

PETITION FOR RULE MAKING

Comes now, Roger A. Anderson and Kathryn Ann Anderson pursuant to the provisions of Section 1.401 of the Commission's Rule (47 CFR 1.401), requesting that the FM Table of Allotments in Section 73.202(b) of the Federal Communications Commissions Rules and Regulations be amended.

roger A. Anderson and Kathryn Ann Anderson, hereby requests that the Table of Allotments in Section 73.202(b) be amended to include an FM Broadcast Channel (Channel 294C2) for the community of Walhalla, North Dakota as follows:

<u>Location</u>	<u>Present</u>	<u>Proposed</u>
Walhalla, North Dakota	None	294C2

The Allotment of Channel 294C2 to Walhalla, North Dakota, would represent the community's first aural service and its first local service.

Walhalla is a North Dakota city and is listed as such in the 1990 U.S. Census.

An Amendment to the FM Table of Allotments to include Channel 294C2 at Walhalla, North Dakota would further the commissions goal of providing more efficient use of the FM spectrum in so far as this request contemplates a first FM service for Walhalla.

DUPLICATE

Petitioner's engineering exhibit, as attached, provides an FCC analysis of a complete search of the FM Band. The study concludes that Channel 294C2 would provide city grade coverage to Walhalla, North Dakota. Channel 294C2 could be allotted, consistent with the mileage separation and city grade service requirements of the rules and a transmitter site is available that meets those requirements. The consideration of all factors shows that this proposal can be accommodated and that Channel 294C2 can be added to the Table of Allotments at Walhalla, North Dakota without jeopardizing any other community or facility. No community would lose any present service and a substantial area of service would be added if this proposed allocation is granted.

If the proposed change is implemented by the Commission, Roger A. Anderson and Kathryn Ann Anderson intends, pursuant to the Rules of the Commission, to file an application for construction permit and, if awarded the permit, will promptly construct the facility.

Financially, Roger A. Anderson and Kathryn Ann Anderson are qualified to construct and operate the facilities sought.

No community will lose any present service as a result of a Grant of this petition and a substantial new area of local service to a number of incorporated and unincorporated towns and a large rural agriculture, agriculture based "add on" industries, military defense installations and recreation area will be added. This petition would, if granted, provide for efficient utilization of broadcast resources.

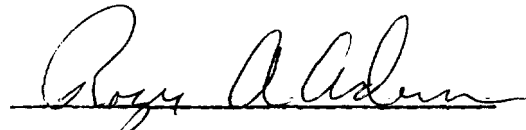
DUPLICATE

PETITION FOR RULE MAKING
PAGE THREE

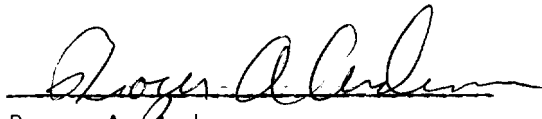
FCC 12100

Therefore, in view of the foregoing facts, petitioner requests that the Table of Allotments (Section 73.202(b)) be amended to assign FM Channel 294C2 to Walhalla, North Dakota.

Respectfully submitted, for the
petitioners,


Roger A. Anderson

I certify that I have prepared this petition on behalf of the petitioners, and that after such preparation, I have examined the foregoing and found it to be accurate and true to the best of my knowledge and belief.


Roger A. Anderson

Dated: February 27, 1993

Roger A. Anderson
Kathryn Ann Anderson
1113 Sunflower Lane, Route #1
Hazen, North Dakota 58545
(701) 748-6663